

The York County Board of Commissioners met according to law on January 26, 2010 at 9:30 a.m. as per notice in the York News Times on January 21, 2010, with Steve Neujahr presiding, with Eugene Bergen, Kurt Bulgrin and Patricia Bredenkamp. Also present was Melanie Wilkinson, correspondent for the York News Times and Bo Blackman, representative of KAWL radio station.

The agenda of the meeting was posted on the bulletin board in the County Clerk’s office and a copy of the agenda was made available to each Commissioner.

Neujahr announced that the Open Meetings Law was posted outside the door and along with a copy in the back of the board room. Proof of publication was also available.

The Board met with Elected Officials and Department heads prior to the regular meeting. No action was taken.

Moved by Bergen, seconded by Bredenkamp, to approve the minutes for January 12, 2010; roll call: yeas, Bergen, Bredenkamp, Bulgrin and Neujahr; nays, none; Brown absent; motion carried.

Moved by Bulgrin, seconded by Bredenkamp to adopt the agenda for the York County Board of Commissioners for Tuesday, January 26, 2010; roll call: yeas, Bulgrin, Bredenkamp, Bergen and Neujahr; nays, none; Brown absent; motion carried.

Eileen Krumbach and Julie Johnson, Juvenile Diversion Coordinator met with the Board regarding the 2010 State County Aid Juvenile Justice Grant Application. The amount of the grant request is \$19,130.00. The State would provide \$13,664.00, which is 60% and the County \$5,466.00, which is 40%.

Moved by Bergen, seconded by Bulgrin to apply for the Juvenile Diversion Grant; roll call: yeas, Bergen, Bulgrin, Bredenkamp and Neujahr; nays, none; Brown absent; motion carried.

The Board reviewed the payroll and vendor claims.

Moved by Bulgrin, seconded by Bergen to approve payroll in the amount of \$121,377.46 and vendor claims as presented; roll call: yeas, Bulgrin, Bergen, Bredenkamp and Neujahr; nays, none; Brown absent; motion carried.

<u>Fund</u>	<u>Name</u>	<u>Description</u>	<u>Total</u>
Gen	Bob Barker Company, Inc.	Supplies	149.56
Rd	Barrett Bros. Inc.	Repair Parts	16.00
Gen	Matthew Bender & Co.	Supplies	102.94
Gen	Blue Knight Security, Inc.	Security Contract	804.00
Rd	Bosselman	Fuel	16,768.40
Gen	Marjorie Braman	Retirement	11.00
Rd	Car Parts Inc.	Repair Parts	200.24
Gem	Centre Place Dental, P.C.	Medical-Prisoners	475.00
Gen	Gary Charlton	Retirement	11.00
Gen	Clay County Sheriff	Court Costs	6.25
Gen	Continental Research Corp	Janitorial Supplies	451.99
Data Proc	Cornerstone Bank	Data Proc Equip	87.10
Rd	Cornhusker Cleaning Systems Inc.	Shop Supplies	19.90
Gen	Byron Covey	Mileage	60.00
Gen, Rd	Cross-Dillon Tire	Tire Repair	629.00
Rd	Dibbern Machine	Shop Supplies	42.29
Gen	Douglas County Sheriff	Court Costs	6.00
Rd	Driewer Inc.	Equip Rental	1,987.50
Rd	Kelly Driewer	Equip Rental	500.00
Gen, Weed	Eakes Office Plus	Office Supplies	625.70
Rd	Farm Plan	Repair Parts	435.00
Gen	Fillmore County Sheriff	Court Costs	18.58
Rd	Filter Care	Repair Parts	144.25
Gen	First Concord Benefits Group, LLC	Insurance	4,812.75
Aging	Grand Central Foods	Supplies	44.87
Gen	Great Plains Pest Management, Inc.	Building Maintenance	108.00
Gen	Harry Hecht	Retirement	16.00
Rd	Henderson Irrigation Co.	Equip Rental	280.00
Gen	Home Care Plus	Medical-Prisoners	38.00
Gen	Hometown Leasing	Equip Rental	1,983.48
Rd	The Island Supply Company	Shop Supplies	180.00
Gen, Rd	Jackson Services Inc.	Building Maintenance	198.43
Gen	JM Monograms, Inc.	Uniform Allowance	158.40
Stop	Key Bank	Equip Repair	522.00
Rd	Kimball Midwest	Repair Parts	251.49
Gen	Kirkham Michael Engineers	Office Supplies	4.00
Gen	Lincoln Area on Aging	Cost Sharing	19,060.00
Rd	Linweld, Inc.	Repair Parts	214.82
Gen	Madison County Clerk	Office Equipment	1,400.00
Gen	Microfilm Imaging Systems, Inc.	Data Proc Equip	94.00
Gen	Chauncy Miller	Court Costs	20.00
Gen	MIPS Inc.	Office Supplies	9.12

Gen	Mogul's Transmission, Inc.	Vehicle Maintenance	789.08
Gen	Monroe, The Calculator Company	Office Equipment	265.66
Weed	Moses Motor Co.	Weed Equip Equip	29.25
Gen	NADA Appraisal Guides	Data Proc Supplies	240.00
Gen	Ne Association of County Officials	Registration	400.00
Gen	Ne Association of Hwy Superintendents	Dues	50.00
Gen	Ne Criminal Defense Attorneys	Dues	125.00
Gen	Ne Dept of Motor Vehicles	Court Costs	4.00
State Inst	Ne Health and Human Services	December 2009	372.00
Drug Testing	Ne Public Health Environmental Lab	Drug & Alcohol Test	84.00
Rd	Ne Public Power District	Electricity	293.27
Rd	Ne Truck & Equipment Co, Inc.	Repair Parts	21.59
Employment	Ne Workforce Development	Unemployment Pmt	1,115.00
Sec			
Rd	Nebraskaland Glass	Repair Labor	531.25
Rd	NMC Exchange LLC	Grader Blades	1,434.96
Gen	North Office Supply	Office Supplies	485.61
Rd	O'Reilly Auto Parts	Repair Parts	33.98
Rd	OfficeNet	Office Equipment	228.95
Rd	Orscheln Farm & Home	Shop Tools	50.37
Gen	Pamida Stores Operation Co LLC	Medical-Prisoners	17.94
Rd	Perennial Public Power District	Electricity	250.48
Rd	Garet Peters	Equip Rental	7,800.00
Cnty Bldg	Pieper Plumbing & Well Drilling Inc.	Building Maintenance	182.15
Gen	Platte Valley Communications	Supplies	48.90
Gen	Point & Pay Inc. - Vesta Corp	Office Equipment	285.00
Rd	Power Plan	Repair Parts	2,415.33
Rd	Rasmussen Auto Parts	Repair Parts	176.01
Gen	Melvin Reetz	Retirement	12.00
Gen	Region V Systems	Mental Health Serv	5,156.25
Rd	Rowekamp	Data Proc Supplies	2,000.00
Rd	Sapp Bros. Petroleum, Inc.	Fuel	4,304.63
Emer Mngt	Seward County Courthouse	Office Expenditures	3,271.21
Gen	Seward County Sheriff	Court Costs	9.00
Gen	Timothy S. Sieh	Office Supplies	104.94
Gen	Sirchie Finger Print Laboratories	Equipment	94.89
Gen	Stahr and Associates	Contractual Services	1,700.00
Data Proc	State of Ne Das Central Finance	Data Proc Equip	48.25
Gen	Bruce Stephens	Attorney Fees	937.50
Gen	Svehla Law Offices	Attorney Fees	324.50
Rd	Van Kirk Bros. Contracting	Equip Rental	1,980.00
Rd	Village of Lushton	Equip Rental	1,000.00
Gen	Walgreens	Appraiser's Fees	13.74
Gen	Watchguard Video	Equipment	175.00
Visitors Prom	Web Tech Solutions	Website Maintenance	43.70
Gen	Brian Welch	Reimbursement	10.00
Gen	West Payment Center	Consulting Fees	30.00
Gen, 911	Windstream Communications	Telephone Service	965.70
Visitors Prom	York Area Chamber of Commerce	Meals	17.00
Gen, Weed	York County Highway Dept.	Fuel	2,600.43
Gen	York County Sheriff	Reimbursement	44.00
Drug Testing	York General Hospital	Drug & Alcohol Test	317.50
Gen	York Medical Clinic PC	Medical-Prisoners	61.41
Gen	York News-Times	Publication	32.60
Gen	York Wholesale Company	Medical-Prisoners	691.50
Gen	Zee Medical Service	Safety Equipment	129.45

There were no Interfund transfers to be brought before the Board.

The Deputy Clerk of the District Court, Mary Johnson, has completed her probationary

Moved by Bredenkamp, seconded by Bulgrin to adopt Resolution #10-03 setting the salary of the Deputy Clerk of the District Court the same as the rest of the deputies at \$18.39 pr hour; roll call: yeas, Bredenkamp, Bulgrin, Bergen and Neujahr; nays, none; Brown absent; motion carried.

RESOLUTION #10-03

WHEREAS, the York County Board of Commissioners met at their regular meeting on January 26, 2010 to discuss the salary proposal submitted by the York County Clerk of the District Court regarding employment and duties of the Deputy Clerk of the District Court to the end of the fiscal year, June 30, 2010; and

WHEREAS, the Board has been informed by the Clerk of the District Court that Deputy Clerk of the District Court, Mary Johnson has successfully fulfilled her term of probation; and

WHEREAS, on August 25, 2009, salaries were set for the Deputy Clerk, Assessor, Treasurer at \$18.39 per hour;

NOW, THEREFORE, BE IT RESOLVED that from this date, January 26, 2010 to June 30, 2010, the salary for the Deputy Clerk of the District Court is hereby set at \$18.39 per hour.

Dated this 26th day of January, 2010.

Clayton Friesen and Kevin Huebert came before the Board to discuss the condition of Road B from Henderson to the York/Fillmore county line (between Road 4 and 5).

The concerns voiced were:

1. This is the most traveled road in South West York County, if not the most traveled county black top in the county.
2. After the Christmas storm there was a county grader stuck on one ¼ mile section of road for over 8 hours. It took a total of 2 or 3 graders to get him unstuck!
3. After the January 6/7 storm, the county did not give that same section of road any attention till over a week later. Had it not been for Circle five Feed Yards, who had opened one lane to keep the business moving, who knows how long it would have taken.
4. Kevin Huebert and myself have spoken several times about how dangerous that section of road is. Numerous persons have landed in the ditch in my pasture and no one has noticed due to the steep slopes. Kevin's wife being one of them.

Some of the solutions that the county could take!

1. Get the road crew out A.S.A.P I travel that road in to Clay County five days a week and have being doing it for over 10 years, and Clay County roads are always clear, were York County roads are slick and snow packed.
2. Put wider shoulders on the road and a more gradual slope on the banks.
3. Put up snow fences.
4. Have the farmer leave 100 yards on the fields next to the roads unworked.

Another major problem arises with the EMTS and the fire department, should a emergency arise in that part of the county!

The matter was discussed with the Highway Superintendent and the Board. It was suggested that this road be included in the 1 and 6 year road and bridge plan. The Board thanked them for their time.

General Assistance claims were reviewed:

Case #10-02 was an emergency request for medication in the amount of \$243.03. This was approved on an emergency basis by Commissioners Brown and Neujahr.

Moved by Bulgrin, seconded by Bredenkamp to approve Case #10-2 for medication payable to Pamida Pharmacy in the amount of \$243.03; roll call: yeas, Bulgrin, Bredenkamp, Bergen and Neujahr; nays, none; Brown absent; motion carried.

Moved by Bergen, seconded by Bulgrin, to approve Case #10-03 for utilities in the amount of \$340.40 payable to Black Hills Energy in the amount of \$209.60 and NPPD \$130.80; roll call: yeas, Bergen, Bulgrin, Bredenkamp and Neujahr; nays, none; Brown absent; motion carried.

Moved by Bredenkamp, seconded by Bulgrin to approve Case #10-04 for utilities payable to Black Hills Energy in the amount of \$346.81; roll call: yeas, Bredenkamp, Bulgrin, Bergen and Neujahr; nays, none; Brown absent; motion carried.

Moved by Bredenkamp, seconded by Bergen to approve Case #10-07 for rent payable to First Choice Property Mgmt., (landlord) in the amount of \$380.00; roll call: yeas, Bredenkamp, Bergen, Bulgrin and Neujahr; nays, none; Brown absent; motion carried.

The Department of Labor's Wage and Hour Division has increased its enforcement of the Fair Labor Standards Act. NIRMA, York County's risk loss manager is offering to provide an HR audit which would verify the exempt status of five positions by reviewing job descriptions; verify the accuracy of the county's overtime payment practices; review the county's recordkeeping obligations; review Form I-9s to verify accuracy and verify the county's compliance with legally required employment law postings.

Moved by Bulgrin, seconded by Bredenkamp to authorize the Chairman of the York County Board of Commissioners to sign an agreement with Spencer Fane Britt & Browne, LLP through Pam Bourne to conduct a wage and hour audit for the county; roll call: yeas, Bulgrin, Bredenkamp, Bergen and Neujahr; nays, none; Brown absent; motion carried.

An Energy Efficiency and Conservation Block Grant through the Nebraska Energy Office is being pursued. Under the grant, the county could receive up to an 80% match to pay for purchase of a boiler and also for lighting updates to county property. Neujahr stated that if we put more of our money into the mix, it would give us an advantage in the grant process.

Moved by Bulgrin, seconded by Bredenkamp to do a 75% - 25% match on a grant application for lighting and heating system in the York County building properties; roll call: yeas, Bulgrin, Bredenkamp, Bergen and Neujahr; nays, none; Brown absent; motion carried.

Mark Headrick came before the Board to present an insurance program through Federal Employee Benefits Insurance Plan. He gave the Board an overview of the plan. The Board will make a decision at the next board meeting.

Doug Deprez presented his annual Noxious Weed report to the Board. He asked that the Chairman sign the form so that it could be submitted to the State, however, "discuss and act" was not on the agenda. Due to time restraints, it was determined that it was an emergency and needed to be acted upon at this board meeting.

Moved by Bulgrin, seconded by Bergen to amend the agenda to "Discuss and Act on the annual report given by Doug Deprez because it is an emergency because that report is due on January 31, 2010; roll call: yeas, Bulgrin, Bergen,

Bredenkamp and Neujahr; nays, none; Brown absent; motion carried.

Moved by Bulgrin, seconded by Bredenkamp that in the absence of the Chairman, to authorize the Vice Chairman to sign the report by the Weed Superintendent, Doug Deprez; roll call: yeas, Bulgrin, Bredenkamp, Bergen and Neujahr; nays, none; Brown absent; motion carried.

Moved by Bulgrin, seconded by Bredenkamp to go into executive session at 10:35 a.m. on Tuesday, January 26, 2010 to discuss personnel issues with County Highway Superintendent, Don Robb where no action will be taken; roll call: yeas, Bulgrin, Bredenkamp, Bergen and Neujahr; nays, none; Brown absent; motion carried.

Moved by Bulgrin, seconded by Bergen to come out of executive session at 10:55 a.m. where no action was taken; roll call: yeas, Bulgrin, Bergen, Bredenkamp and Neujahr; nays, none; Brown absent; motion carried.

The Board recessed at 10:57 to go into the Board of Equalization meeting.

The Board reconvened at 12:28 p.m.

Committee reports were given.

County Sheriff, Dale Radcliff, submitted his October 2009 fee report in the amount of \$3,487.04. The report was reviewed and placed on file.

The Board toured the County Jail and found it to be in good condition.

The Chairman declared the meeting adjourned at 1:22 p.m. The next meeting will be February 3, 2010 for a special meeting at 10:15 a.m. and on February 9, 2010 at 8:30 a.m. with Elected Officials/Department Heads; 9:20 a.m. with the General Assistance Administrator and 9:35 a.m. in the County Commissioners Room, lower level of the Courthouse for the regularly scheduled meeting.

Steve Neujahr, Vice Chairman
York County Commissioners

Cynthia D. Heine, County Clerk
York, Nebraska